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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Richard Edward Durkot et al. Art Unit: 1745
Serial No.: 08/905,254 Examiner: Wills, M.
Filed : August 1, 1997
Title : ZINC ELECTRODE PARTICLE FORM

Assistant Commissioner for Patents
Washington, DC 20231

RESPONSE

In response to the Office Action mailed December 2, 1998, Applicants' respectfully request consideration of the following remarks which are set forth below under appropriate subheadings.

The Preliminary Amendment

Applicants filed a preliminary amendment on June 15, 1998, but the preliminary amendment was not considered prior to mailing the Office Action. Applicants undersigned representatives discussed this with the Examiner on December 21, 1998. The Examiner reviewed the preliminary amendment and indicated that the preliminary amendment would not result in any new rejections or objections. The Examiner further indicated that she would write an interview summary record of the conversation subsequent to receiving this response.

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The § 103 Rejection

Claims 1-28 (i.e., all pending claims) were rejected under 35 U.S.C. § 103 as being unpatentable over U.S. Patent No.

Date of Deposit March 1, 1999

I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Sherry L. Schmid